

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. 03-599-01
	:	
	:	
v.	:	
	:	CIVIL ACTION NO. 09-052
JOSE RIVAS	:	

ORDER

AND NOW, this 22nd day of July, 2010, upon consideration of the Motion to Vacate, Set Aside, or Correct Sentence by a Person in Federal Custody (Document No. 140), the government's response, and a review of the record, it is **ORDERED** that the motion is **DENIED**.

IT IS FURTHER ORDERED that there is no probable cause to issue a certificate of appealability.

/Timothy J. Savage
TIMOTHY J. SAVAGE, J.